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IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

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AUG 11 2005

Inventor(s): Kevin G. Collins et al

Confirmation No.: 2538

Application No.: 09/858080

Examiner: Baturay, Alicia

Filing Date: May 15, 2001

Group Art Unit: 2155

Title: Method And Apparatus To Manage Transactions At A Network Storage Device

Mail Stop 16
Director of the US Patent and Trademark Office
PO Box 1450
Alexandria, VA 22313-1450

REQUEST FOR REFUND
IMPROPER CHARGE OF DEPOSIT ACCOUNT

Sir:

I. **REFUND REQUEST**

This is a request for a refund in the amount of \$1,570, with respect to the charge to Deposit Account No. 08-2025, shown on the statement dated 06/30/2005 for the above identified patent application.

(X) A copy of the monthly statement, in which the error referred to occurs, accompanies this request.

II. **FEES CHARGED FOR WHICH REFUND IS REQUESTED**

1801 for \$790; 1252 for \$450 and 1252 for \$450 = \$1,570.00

III. **EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR**

The final rejection was mailed June 10, 2005. Applicant filed a response on March 21, 2005-within the 2 mo. time period. The advisory action mailed June 10, 2005 states the due date is three months from the filing date of the final rejection or May 1, 2005. That is incorrect. The due date should be the mailing date of the advisory action - June 10, 2005. Applicant filed a Request for Continued Examination on June 22, 2005, and should only pay \$120 for a one month extension of time. Applicant was charged twice for the \$790 RCE fee and twice for the \$450 two month extension of time fee.

IV. **MANNER OF REFUND**

Please make refund of \$1,870 crediting Account No. 08-2025.

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Number of pages: 6

Typed Name: Donna M Kraft

Signature: Donna M Kraft

Respectfully submitted,

Kevin G. Collins et al

By T. Grant Ritz

T. Grant Ritz

Attorney/Agent for Applicant(s)
Reg. No.: 39,819

Date: Aug. 11, 2005

Telephone No.: (000) 000-0000

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